



FROST BROWN TODD LLC

2200 PNC Center
201 E. Fifth Street
Cincinnati, Ohio 45202-4182
(513) 651-6800
Facsimile (513) 651-6981
www.frostbrowntodd.com

RALPH J. SKINKISS
rskinkiss@fbtlaw.com
(513) 651-6810



October 9, 2003

Customer No. 26874
PATENT TRADEMARK OFFICE

EXPRESS MAIL

Mail Stop PATENT APPLICATION
Commissioner For Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF PATENT APPLICATION

Dear Sir:

Transmitted herewith for filing is the patent application of:

Inventor(s):	Kevin J. Kunkler and John T. Whitney, Jr.
Title:	PUMP PRESSURE LIMITING ENGINE SPEED CONTROL
Drawings:	7 Sheets
Applicant claims small entity status.	
Check Enclosed to	
Cover Total Fee:	\$385.00

SMALL ENTITY

CLAIMS AS FILED				
	No. Filed		No. Extra	Rate
Basic Fee				385.00
Total Claims	-	20		x 9.00
Independent Claims	-	3		x 42.00
Multiple Claims				140.00
			Total Filing Fee	
			Assignment Recordation	
SMALL ENTITY TOTAL				\$385.00

The Assistant Commissioner for Patents is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Frost Brown Todd LLC, Account No. 06-2226:

Any additional filing fees required by 37 CFR 1.16 and/or 37 CFR 1.492;

Any deficiency in the patent application processing fees as required by 37 CFR 1.17; or

Any deficiency in the issue fee as set forth in 37 CFR 1.18.

The above authorization does not include permission to charge payment of the entire issue fee to our account upon request of a notice of allowance, but only any deficiency in the issue fee paid by our check subsequent to receipt of a notice of allowance.

A duplicate copy of this transmittal letter is enclosed for any of these additional charges or credit.

CinLibrary/1334277.1

<p>"Express Mail" Mailing Label Number:</p> <p>_____</p> <p>Date of Deposit: _____</p> <p>E I hereby certify that this paper or fee is being deposited in the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and is addressed to Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.</p> <p>_____</p> <p>Typed or Printed Name of Person Signing</p> <p>_____</p> <p>Signature</p>

Respectfully submitted

FROST BROWN TODD LLC

By: _____

Ralph J. Skinkiss
Registration No. 26,105

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(513) 651-6810

February 19, 2004

Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

Re U.S. Utility Patent Application titled "Pump Pressure Limiting Engine Speed Control;"
Applicants Kevin J. Kunkler and John T. Whitney; Filed October 9, 2003

Status Inquiry

Dear Sir:

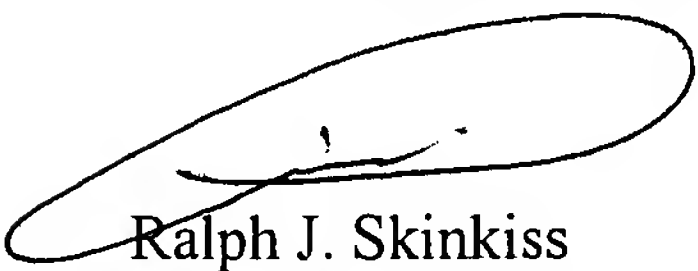
On October 9, 2003 the above referenced patent application was hand delivered, by our agent, to the USPTO Technology Center for filing as evidenced by the "Received" stamp applied to our "Transmittal Of Patent Application" letter a copy of which is enclosed.

As of this date we have received no Official Filing Receipt from the USPTO. Upon having our agent personally check with the UPTO Technology Center we are informed that the USPTO has apparently misplaced the application.

Also filed along with the above referenced utility patent application was our "Petition For Express Abandonment of parent utility patent application serial no. 10/142,206, filed on May 9, 2002 with a request for acknowledgment of the petition. The request for acknowledgement is also date stamped as "Received" on October 9, 2003 by the Technology Center. No acknowledgement of the petition has been received. A copy of the acknowledgement request is also enclosed.

Please advise on the status of the referenced utility patent application and/or serial number and official filing date.

Respectfully,
FROST BROWN TODD LLC



Ralph J. Skinkiss
Reg. No. 26,105
CinLibrary/1372327.1

RECEIVED

OCT-9 2003

TECHNOLOGY CENTER 3700
October 9, 2003

U.S. Patent Application No. 10/142206

Title:

Filed: 5-9-02

Examiner: M. K. Gray

Assistant Commissioner
Washington, D.C. 20231

Dear Sir:

Please acknowledge the receipt of petition for express
abandonment for the above referenced case.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)	First Named Inventor		Kevin J. Kunkler
	Title	Pump Pressure Limiting Engine Speed Control	
	Atty Docket Number		518909

Customer Account No. 104261

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

* OCT. 9 2003
Date


Signature

RALPH J. SKINKISS
Typed or printed name

Attorney for Applicant(s)

Registration No. 26 105

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Assistant Commissioner for Patents, Washington, DC 20231.